

1652 #8 J.P.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Möckel *et al.*

Appl. No.: 09/935,757

Filed: August 24, 2001

For: Sequences which code for the sigE gene



Art Unit: to be assigned

Examiner: to be assigned

Atty. Dkt.: 21123/282664

Information Disclosure Statement

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

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Submitted herewith is a listing of documents known to Applicants and/or their attorney in compliance with the requirements of 37 C.F.R. § 1.56. Copy of the listed document is enclosed. Also enclosed is a copy of the International Search Report PCT/EP 01/08146, dated February 27, 2002.

Applicants do not waive any rights to appropriate action to establish patentability over any of the listed documents should they be applied as references against the claims of the present application. This statement should not be construed as a representation that more material information does not exist or that an exhaustive search of the relevant art has been made.

In accordance with 37 C.F.R. § 1.98(a)(3), Applicants' undersigned attorney submits the following concise explanation of the relevance of the non-English language documents cited on the accompanying form:

Reference KR, foreign patent document DE 195 48 222, discloses a method for increasing microbial production of amino acids, especially lysine, by improving export carrier activity or corresponding gene expression. Export and regulatory genes from *Corynebacterium* are also disclosed. An English language abstract corresponding to this

document is enclosed herewith and is cited on the accompanying list of references as document VR.

Consideration of the cited documents and making the same of record in the prosecution of the above-captioned application are respectfully requested. Should a first action on the merits have been issued on the same day or before this Information Disclosure Statement is filed, please accept this Statement under Rule 97(c) and charge the requisite Rule 17 (p) fee to our Deposit Account No. 03 - 3975 under Order No. 21123/282664. Any other fee necessary for the filing of this document may also be charged to our Deposit Account No. 03-3975.

Respectfully submitted,
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Date: March 15, 2002
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enclosure